

Wisconsin State Legislature

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Joint Committee on Finance *100TH ANNIVERSARY 1911 - 2011*

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Alberta Darling
Representative Robin Vos

Date: March 7, 2011

Re: DNR Report to JFC

Attached is a report on the use of program revenue fees from the Concentrated Animal Feeding Operations from the Department of Natural Resources, pursuant to s. 283.31(8), Stats.

This report is being provided for your information only. No action by the Committee is required. Please feel free to contact us if you have any questions.

Attachments

AD:RV:jm

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711



February 23, 2011

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BY: *St. Finance*

Honorable Alberta Darling, Senate Chair
Joint Committee on Finance
Room 317 East
State Capitol
PO Box 7882
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Honorable Robin Vos, Assembly Chair
Joint Committee on Finance
Room 309 East
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PO Box 8953
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Honorable Neal Kedzie, Senate Chair
Committee on Natural Resources and Environment
Room 313 South
State Capitol
P.O. Box 7882
Madison, WI 53707-7882

Honorable Jeffrey Mursau, Assembly Chair
Committee on Natural Resources
Room 18 North
State Capitol
P.O. Box 8953
Madison, WI 53708

Honorable Dan Kapanke, Senate Chair
Committee on Agriculture, Forestry and Higher
Education
Room 316 South
State Capitol
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Honorable Lee Nerison, Assembly Chair
Committee on Agriculture
Room 310 North
State Capitol
P.O. Box 8953
Madison, WI 53708

→ Attn: Committee Clerk, Joe Malkasian
Room 305 East, State Capitol
Madison, WI 53702

Subject: Department Use of Program Revenue Fees from Concentrated Animal Feeding Operations

Dear Senators Darling, Vos, Kedzie and Kapanke and Representatives Vos, Mursau and Nerison:

Pursuant to s. 283.31(8), Stats., the Department of Natural Resources is submitting the following report describing the use of fees collected from concentrated animal feeding operations (CAFOs) credited to the appropriation account under s. 20.370(4)(mi). These moneys are a portion of the fees collected from CAFOs that hold a Wisconsin Pollutant Discharge Elimination System (WPDES) permit. Each CAFO holding a WPDES permit is charged a \$345 fee, \$95 of which is directed to an appropriation account under s. 20.370(4)(mi) for Department implementation of the WPDES CAFO permit program.

For the fiscal year ending June 20, 2010, the Department collected \$16,340 in fees. Of that amount, a total of \$13,923 was spent on LTE salaries, fringe and supplies expenses related to CAFO permit issuance/reissuance,

compliance and enforcement, and nutrient management. This is a continuing appropriation and the remaining funds will stay in the appropriation to be available for future programmatic expenses.

Permit issuance/reissuance activities include efforts leading up to the issuance/reissuance of an individual CAFO WPDES permit including application, public notice, meetings, hearings and nutrient management plan review work completed as part of the permit issuance/reissuance process.

Compliance and enforcement activities include actions relative to an issued WPDES permit including substantial compliance determinations, inspections, complaint response, review of reports and management plans required by a permit and stepped enforcement.

Nutrient management plan activities include DNR review of WPDES permit required nutrient management plans submitted by CAFOs that detail how, when, where and in what amounts CAFOs plan to land apply manure and process wastewater on cropped fields. This includes review of annual reports submitted by CAFOs by DNR staff to determine compliance with WPDES permit conditions related to land application activities. Nutrient management plan activities also include providing training to consultants on nutrient management related issues.

If you have any additional questions regarding this information, please contact Tom Bauman at (608) 266-9993. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Russ Rasmussen", with a stylized, flowing script.

Russ Rasmussen, Director
Bureau of Watershed Management

cc: AD/8 – Bruce Baker
WT/3 – Greg Searle
MB/8 – Paul Neumann